

# **WEST VIRGINIA LEGISLATURE**

## **2021 REGULAR SESSION**

**Introduced**

### **Senate Bill 7**

BY SENATORS TRUMP, PHILLIPS, TAKUBO, WOODRUM,

AND SWOPE

[Introduced February 10, 2021; referred  
to the Committee on the Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article,  
2 designated §6B-4-1, relating to a limitation on political activity by public employees.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 4. POLITICAL ACTIVITY BY PUBLIC EMPLOYEES.**

**§6B-4-1. Limitation on political activity by public employees.**

1 (a) For purposes of this section, "political activity" shall mean any activity to urge any  
2 person to vote for or against any candidate or ballot issue or to support or oppose a political  
3 committee, political party or any other organization engaged in electioneering communications or  
4 independent expenditures as defined in §3-8-1a of this code.

5 (b) Notwithstanding any provision of this code to the contrary, a public employee may not  
6 engage in political activity: —

7 (1) While on duty;

8 (2) In any room or building occupied in the discharge of official duties by an individual  
9 employed or holding office in the State of West Virginia or any agency or political subdivision  
10 thereof;

11 (3) While wearing a uniform or official insignia identifying the office or position of the  
12 employee; or

13 (4) Using any vehicle owned or leased by the State of West Virginia or any agency or  
14 instrumentality thereof.

NOTE: The purpose of this bill is to place a limitation on political activity by public employees.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.